

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.09 ^{u3}~~8~~, Closed Area No. 53-H, Cape Split, Addison, promulgated on November 8, 1999, is repealed and replaced with the following rule:

TEXT OF RULE: ^{u3}DMR Regulation 95.09 ~~8~~, Closed Area No. 53-H, Cape Split, Addison.

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of that area bounded by the southwestern shore of Cape Split and a line beginning at the most southern tip of Pitch Point; then extending westerly to the most southeasterly point of Norton Island; then runs northeasterly to a red-painted post on the western shore of Cape Split (due east of "Gooseberry Nubble").

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: November 23, 1999

AGENCY CONTACT PERSON:

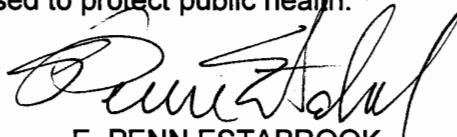
Paul S. Anderson
Department of Marine Resources
McKown Point
W. Boothbay Harbor, ME 04575

BANGOR DAILY NEWS
November 29, 1999

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.09 ^{u3}~~8~~, Closed Area No. 53-H, Cape Split, Addison, promulgated on November 8, 1999, and enacts a new emergency regulation. This regulation better defines the closed area and will decrease it's overall size.

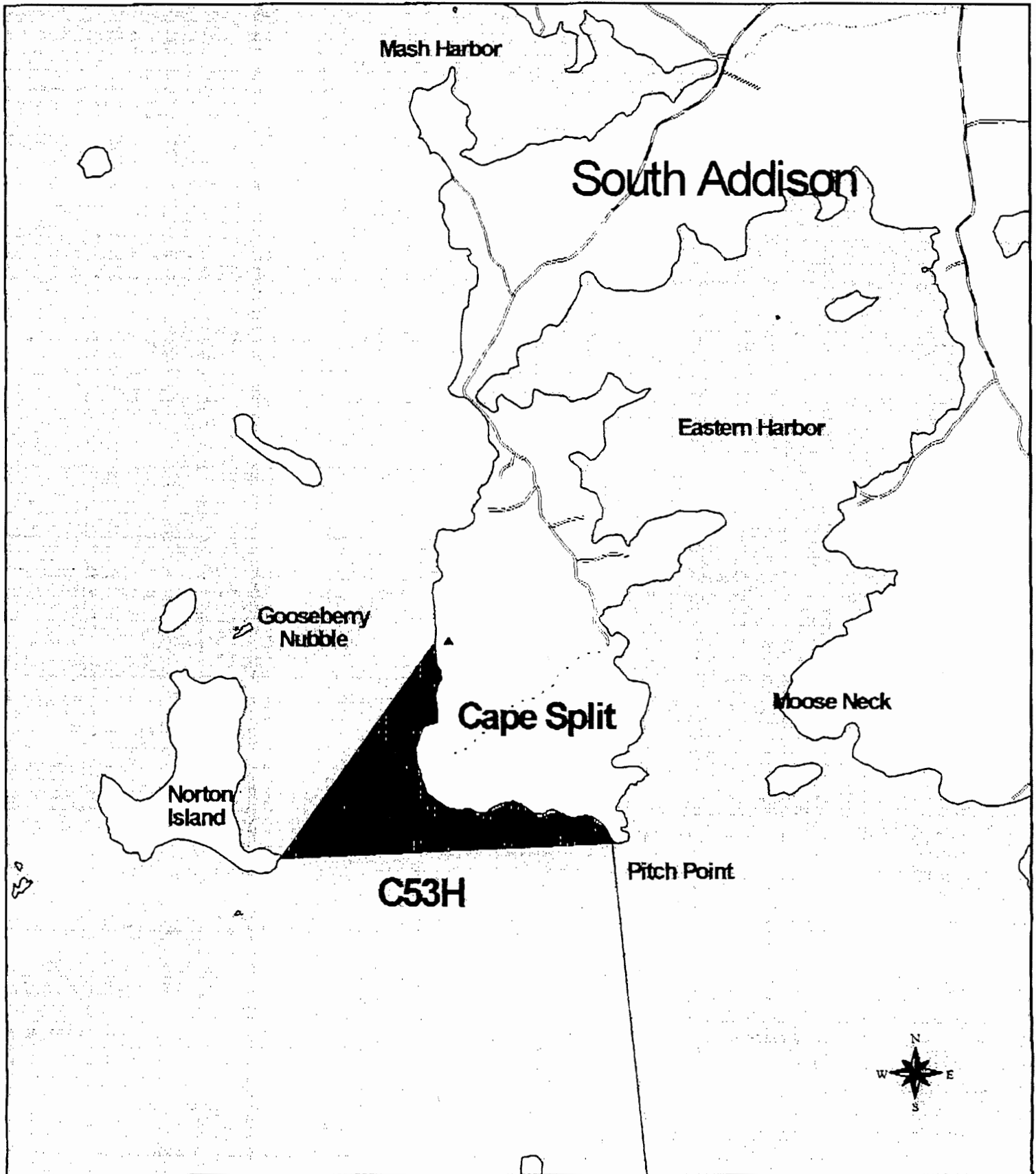
This closure in the southwestern Cape Split area is due to the presence of several licensed overboard discharges, and will remain closed to protect public health.


E. PENN ESTABROOK
DEPUTY COMMISSIONER

**Maine Department of Marine Resources**

Legal Notice of Shellfish Closure Area

For: Addison

Closed Area 53H Cape Split, Addison

0.3 0 0.3 0.6 Miles